

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRR-585-2018(O&M)

Date of decision: 22.11.2019

Sanjeev Tyagi

.....Petitioner

Versus

Mohan Singh

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Abhinav Sood, Advocate for the petitioner

ANIL KSHETARPAL, J. (ORAL)

Criminal revision petition has been filed against the judgment passed by the learned Court of Sessions accepting the appeal filed against conviction. In criminal complaint filed under Section 138 of the Negotiable Instruments Act, the Court has found that the cheque in question was returned with a remark 'signatures different'. However, no hand-writing expert was examined by the complainant-petitioner. Learned Appellate Court has examined the signatures of the accused on the cheque alongwith his statement under Section 263 (g) Cr.P.C, affidavit in deposition Ex.DW1/A and the signatures in the cross-examination dated 20.12.2016, it has been found that the signatures are different. Still further the Court has found that the plea taken by the petitioner is improbable as no one will pay such a huge amount to any person without interest, particularly, when the accused is working on a petty salary.

The Court on appreciation of evidence has drawn a

reasonable and probable conclusion. Hence, no ground to interfere is made out. Dismissed.

22.11. 2019
rekha
Whether speaking/reasoned
Whether Reportable

(ANIL KSHETARPAL)
JUDGE
Yes / No
Yes / No